



STATE OF WASHINGTON
APPLICATION TO ENTER A WATER RIGHT INTO
THE TRUST WATER RIGHT PROGRAM



NOTE: THIS FORM IS ONLY TO BE USED FOR THE
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- ☐ Lease
☐ Purchase
☐ Donation

☒ Other

Explain: Diversion reduction agreement

☒ Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE ____/____/____
END DATE ____/____/____

FOR OFFICE USE ONLY	
FILE No. <u>CS4-00950561105</u>	WRIA <u>39</u>
DATE ACCEPTED <u>11/28/2012</u>	BY <u>[Signature]</u>
FEE \$ <u>0</u>	REC'D <u>10/24/2012</u>
CHECK No. <u>[Signature]</u>	
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

1. Applicant Information:

APPLICANT/BUSINESS NAME Manastash Water Ditch Association (MWDA) Mountain Spring Farm Sprinkler Conversion Project #2	PHONE NO. (509) 925-6916	FAX NO. (509) 962-8093
ADDRESS c/o Jeff Slothower P.O. Box 1088 (jslothower@lwhsd.com)		
CITY Ellensburg	STATE WA	ZIP CODE 98926

CONTACT NAME (IF DIFFERENT FROM ABOVE) Kittitas County Conservation District (KCCD)	PHONE NO. (509) 925-8585	FAX NO. (509) 925-8591
ADDRESS 607 E. Mountain View		
CITY Ellensburg	STATE WA	ZIP CODE 98926

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Adjudication Court Claim No. 00950 A (03025)	RECORDED NAME(S) Manastash Water Ditch Association
DO YOU OWN THE RIGHT? X YES NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? X YES <input type="checkbox"/> NO ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? YES	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

FOR OFFICE USE ONLY	
WATER RIGHT NO. <u>06-30-1872</u>	FILE (contract) NO. <u>CS4-00950561105</u>

3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input checked="" type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): BPA, NRCS AWEP	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing -

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Manastash Creek		NW	NE	14	17N	17		
500 feet south and 150 feet east of the north quarter corner of Section 14, being within the NW1/4NE1/4 of Section 14, T. 17 N., R. 17 E.W.M.								

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
MWDA Irrigation of 2191 acres	22.151 cfs 21.661 cfs 20.931 cfs 21.711 cfs 11.321 cfs 11.681 cfs		April 1 – April 30 May 1 - May 9 May 10 – June 15 June 16 – June 30 July 1 – September 30 October 1 – October 31 Per year
Stock water	13.98 cfs	6,659.52 118.2	November 1 – March 31 Per year
MWDA Trust Water Right A (High Valley Water Company, CS4-00950CTCLsb11)	2.8 cfs 1.4 cfs	844.23	April 1- June 30 July 1 – October 31 April 1 – October 31
MWDA Trust Water Right B (3 Bar G, CS4-00950CTCsb11@2)	1.21 cfs 1.7 cfs 0.92 cfs	254.8	April 1- April 30 May 1 – June 15 June 15 – 30 April 1 – June 30
MWDA Trust Water Right C (Mountain Spring Farm, CS4-00950CTCsb11@3)	0.73 cfs 0.36 cfs	140.82	May 10 – June 30 July 1 – September 30 May 10 – September 30
MWDA Trust Water Right D (High Valley Water Company, CS4-00950CTCsb11@4)	1.799 .899	543.121	April 1 to June 30 July 1 to October 31

* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
The portion of the right to be placed in trust is to be used exclusively for instream flows for fish maintenance and enhancement, recreational uses and preservation of environmental and aesthetic values as allowed under RCW Chapters 90.03 and 90.38. The portion of the water right to be placed in trust and not diverted by the MWDA, the owner of the water right, is described at paragraph 7.2 below. The portion of the water right that will continue to be diverted is described at paragraph 7.3 below.	75.04 ac/ft/yr at full water right allotment.

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
Beginning at a point approximately 1320 feet south and 50 feet west from the northeast corner of Section 11, T. 17 N., R. 17 E.W.M. at the intersection of Richards County Road and the Manastash Ditch; thence proceeding in a generally northerly direction along the Manastash Ditch to the northwest corner of the southwest ¼ of Section 1, T. 17 N., R. 17 E.W.M., in the County of Kittitas, State of Washington; Thence north to the northwest corner of Section 36, T. 18 N., R. 17 E.W.M., said County and State, thence east along the Robinson Canyon County Road to the intersection with the Manastash Ditch; thence in a generally northerly direction along the alignment of said ditch to the intersection with the West Side Canal lying within the northeast ¼ of Section 25, T. 18 N., R. 17 E.W.M., said County and State; thence in a generally southeasterly direction along the alignment of West Side Canal to the intersection with Robinson Canon County Road; thence easterly along said Robinson Canyon County Road to the northeast corner of the northwest ¼ of the northeast ¼ of Section 31, T. 18 N., R. 18 E.W.M., said County and State; thence south approximately 1320 feet; thence west to the intersection of the West Side Canal; thence following said canal in a generally southerly direction to a point where it intersects with Weaver County Road; thence west on Weaver County Road to the northwest corner of Section 5, T. 17 N., R. 18 E.W.M., said County and State; thence south along the section line approximately 100 feet; thence proceeding along a line approximately south 70° west 1500 feet; thence proceeding along a line in a northwesterly direction approximately 1300 feet to the northeast corner of the southeast ¼ of the northwest ¼ Section 6, T. 17 N., R. 18 E.W.M., said County and State; thence running south approximately 4000 feet to the intersection with Hanson County Road; thence west 1320 feet to southwest corner of the southeast ¼ of the southwest ¼ of Section 6, T. 17 N., R. 18 E.W.M., said County and State; thence north approximately 2640 feet to the northeast corner of the northwest ¼ of the southwest ¼ of said Section 6; thence proceeding on a line due west to the intersection of Cove County Road; thence south along Cove County Road to the intersection with Richardson County Road; thence proceeding west on Richardson County Road to Hatfield Canyon lateral; thence north along the lateral alignment to the corner of the northeast ¼ of the northwest ¼ of Section 12, T. 17 N., R. 17 E.W.M.; thence west to the northwest corner of the northeast ¼ of the northwest ¼ of said Section 12; thence south to Richards County Road; thence west to the point of beginning.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
					Kittitas		2191
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
Manastash Creek

7. **Remarks and Other Relevant Information:**

7.1

This sprinkler conversion project and associated trust application is part of the Manastash Creek Restoration Project which is working to improve fish habitat for listed Mid-Columbia summer steelhead, as well as other salmonids and resident fish species, by providing fish passage and fish screening and enhancing instream flow in Manastash Creek. The project is working to open 25 miles of fish habitat in the Creek by providing fish passage and screening for seven irrigation diversions and by improving instream flow in a 3-mile stretch of Creek that is seasonally dry. The Manastash Creek Restoration Project "Implementation Plan" details improvements to instream flow conditions in Manastash Creek through voluntary water conservation and acquisition projects.

Mountain Spring Farm is a MWDA shareholder and a portion of their land within the association will be upgraded from rill irrigation to a more efficient center pivot sprinkler. This is Mountain Spring Farm's second sprinkler conversion project. The 30 acre project area is currently irrigated with gated pipe rill irrigation systems and will be upgraded to a center pivot sprinkler system. All of the land has a supplemental water right to the Kittitas Reclamation District (KRD).

For this project, MWDA proposes to reduce their diversion from May 10th through June 30th by 0.39 cfs and 0.195 cfs July 1st through September 30th when the full MWDA instantaneous rate is available. The trust water right will be reduced proportionally as Creek flows recede as set forth on Exhibit A. Trust water is not available April 1st through May 9th and the month of October as the Irrigator relies on MWDA shares due to KRD availability.

7.2 Trust Water

Source: Manastash Creek

Use: Instream Flow

Period of use: May 10th through September 30th in perpetuity

Quantity: 75.04 acre feet per year at full water right allotment.

Priority Date: June 30, 1872

Place of Use: Manastash Creek downstream from point of diversion under the Water Right to the confluence with the Yakima River.

7.3 MWDA Post Project

Source: Manastash Creek

Purpose of Use: Irrigation of 2191 acres and stock water

Period of use: April 1 through October 31 for irrigation and continuous for stock water

Annual Quantity: 6584.48 acre feet per year for irrigation; 118.2 acre feet per year for stock water

Priority Date: June 30, 1872

Point of Diversion: 500 feet south and 150 feet east of the north quarter corner of section 14, being within the NW¼NE¼ of Section 14, T. 17 N., R. 17 E.W.M.

PURPOSE OF USE Post Project	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
MWDA Irrigation of 2191 acres	22.151 cfs		April 1 – April 30
	21.661 cfs		May 1 - May 9
	20.541 cfs		May 10 – June 15
	21.321 cfs		June 16 – June 30

Stock water	11.126 cfs	6584.48	July 1 – September 30
	11.681 cfs		October 1 – October 31
	13.98 cfs	118.2	Per year
			November 1 – March 31
MWDA Trust Water Right A (High Valley Water Company, CS4-00950CTCLsb11)	2.8 cfs	844.23	April 1- June 30
	1.4 cfs		July 1 – October 31
		254.8	April 1 – October 31
MWDA Trust Water Right B (3 Bar G, CS4-00950CTCsb11@2)	1.21 cfs		April 1- April 30
	1.7 cfs		May 1 – June 15
	0.92 cfs	139.54	June 15 – 30
			April 1 – June 30
MWDA Trust Water Right C (Mountain Spring Farm, CS4-00950CTCsb11@3)	0.73 cfs		May 10 – June 30
	0.36 cfs		July 1 – September 30
		543.121	May 10 – September 30
MWDA Trust Water Right D (High Valley Water Company, CS4-00950CTCsb11@4)	1.799		April 1- June 30
	.899		July 1 – October 31
		75.04	April 1 – October 31
This application: MWDA Trust Water Right E (Mountain Spring Farm)	0.39 cfs		May 10 – June 30
	0.195 cfs		July 1 – September 30
			May 10 – September 30

7.4 Construction Schedule

It is anticipated that the completion of the Mountain Spring sprinkler project will take place prior to and during the 2013 irrigation season. We request a construction schedule for implementation of this project for the 2013 irrigation season to ensure completion and testing of the new irrigation system.

7.5 Trust Application Attachments

The trust water calculation worksheet is attached to this application.

Copy of Court Claim 00950 (A) 03025

Copy of the Resolution of the Shareholders of the Manastash Water Ditch Association

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

8. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.


(Applicant)

10 / 24 / 2012
(Date)


(Water Right Holder)

10 / 24 / 2012
(Date)

Rant Mard

(Land Owner(s) of Existing Place of Use)

10 / 24 / 2012

(Date)

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ ADDITIONAL SIGNATURES REQUIRED ☐ SECTION _____ IS INCOMPLETE
- ☐ OTHER/EXPLANATION: _____

STAFF: _____ **DATE:** ____/____/____